IN THE HIGH COURT OF JUDICATURE AT BOMBAY

ORDINARY ORIGINAL CIVIL JURISDICTION

COMPANY PETITION NO. 18 OF 2006

Mr. Ashok Bansidhar Agarwal ...Petitioner

Versus

M/s. J. R. Consumed Electronics Pvt. Ltd. ... Respondents

....

Mr. Rajiv Gupta for Petitioner.
None for Respondents.

CORAM: R. S. MOHITE J.
DATE: AUGUST 31, 2006.

P.C.

Heard the advocate for the petitioner. Respondents are absent though served. Affidavit of service has been filed indicating service upon the respondent. The advocate for petitioner states that an amount of Rs. 87,000/- is due from the respondent as a value of goods supplied to it. My attention has been drawn to the notice in this regard given by him on 10/08/2005 and a vague reply of advocates on behalf of the respondent dated 26/08/2005. In the reply, it is admitted that the goods were supplied and the amount of Rs. 87,000/- was due.

A vague contention is taken with the functioning of the company is at a stand-still, in view of various inquiries by various authorities. In my view this is a case were the company petition will have to be admitted.

It is therefore, directed that the respondent company will deposit either in this court or to pay the Petitioner an amount of Rs. 87,000/- within a period of 3 weeks from today. If no such payment/deposit is made within a period of 3 weeks from today, the petition stands admitted and will thereafter be advertised in two newspapers i. e. in Indian Express, Navshakti and in the Official Gazette and for publication, the petitioner to deposit cost of Rs. 2000/-. If the payment is made or the payment deposited in this court, the petition stands dismissed with a liberty to withdraw the amount if deposited in the Court.

(R. S. MOHITE, J.)